

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

JAMES M. SWEENEY, <i>et al.</i> ,	)	
	)	
Plaintiffs,	)	CIVIL ACTION
	)	
vs.	)	NO. 11 C 0370
	)	
ROCK SOLID PAVING & EXCAVATING,	)	JUDGE JAMES B. ZAGEL
INC., an Indiana corporation,	)	
	)	
Defendant.	)	

**MOTION FOR ENTRY OF DEFAULT AND JUDGMENT**

NOW COME Plaintiffs, by their attorneys, and move for entry of judgment by default against Defendant, ROCK SOLID PAVING & EXCAVATING, INC., an Indiana corporation, in the total amount of \$80,402.82, plus Plaintiffs' court costs and reasonable attorneys' fees in the amount of \$3,513.50.

On February 8, 2011, the Summons and Complaint was served on the Registered Agent by tendering a copy of said documents to him personally at his place of business (a copy of the Summons and Affidavit of Service is attached hereto). Therefore, Defendant's answer was due on March 1, 2011. As Defendant has failed to timely answer the Complaint, Plaintiffs respectfully request entry of default and judgment.

/s/ Cecilia M. Scanlon

**CERTIFICATE OF SERVICE**

The undersigned, an attorney of record, hereby certifies that she electronically filed the foregoing document (Motion) with the Clerk of Court using the CM/ECF system, and further certifies that I have mailed the above-referenced document by United States Mail to the following non-CM/ECF participant on or before the hour of 5:00 p.m. this 29th day of March 2011:

Mr. Hugh Graham, Registered Agent  
Rock Solid Paving & Excavating, Inc.  
11003 Thiel Street  
St. John, IN 46373-8791

/s/ Cecilia M. Scanlon \_\_\_\_\_

Cecilia M. Scanlon  
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